



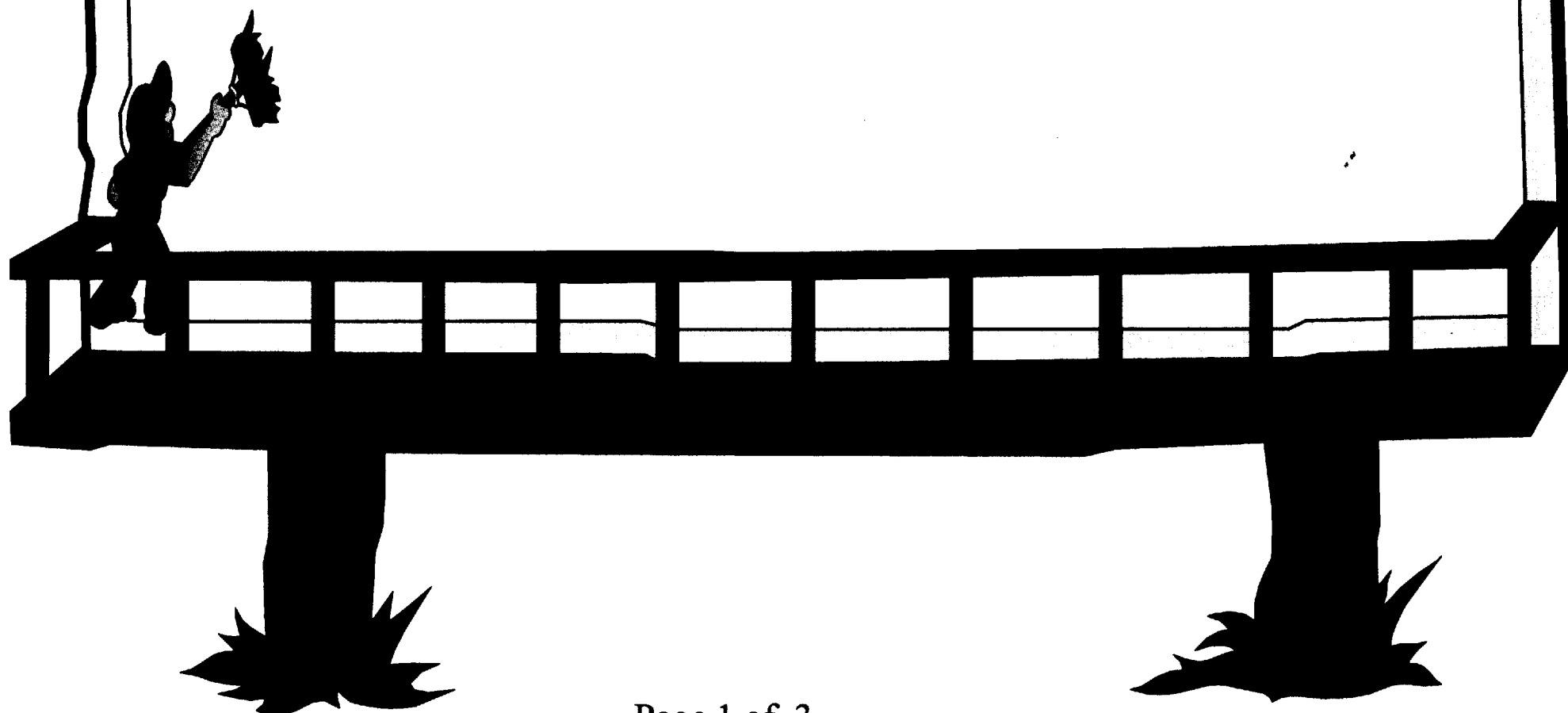
# **Headquarters Policy Flash**

**FLASH 2003-04**

DATE: January 28, 2003  
TO: Procurement Directors  
FROM: Office of Procurement and Assistance Policy, ME-61  
Office of Procurement and Assistance Management

SUBJECT: **Federal Acquisition Circular (FAC) 2001-12**

SUMMARY: On January 27, 2003, FAC 2001-12 was published in the Federal Register at 68 FR 4048. Contracting personnel should review the details of this FAC in the full text.



**FLASH 2003-04**  
**(January 28, 2003)**

**Federal Acquisition Circular (FAC) 2001-12**

The following is in FAC 2001-12, which was published in the Federal Register on January 27, 2003, at 68 FR 4048. *The effective date is January 24, 2003.* The FAC is available via the internet at <http://www.arnet.gov/far/facsframe.html>

**Procurements for Defense Against or Recovery From Terrorism or Nuclear, Biological, Chemical or Radiological Attack (FAR Case 2002-026)**

This is an interim rule with request for comments, on or before March 28, 2003, amending FAR Part 2, Definition of Words, Part 10, Market Research, Part 12, Acquisition of Commercial Items, Part 13, Simplified Acquisition Procedures, and Part 19, Small Business Programs. The effective date of this FAC covers solicitations during a one-year period beginning November 25, 2002. The interim rule-

☞ Specifies that the following authorities granted apply to any procurement of property or services by or for an executive agency to facilitate the defense of nuclear, biological, chemical, or radiological (NBCRT) attack, only if the solicitation is issued before November 25, 2003.

☞ Increase of Simplified Acquisition Threshold and automatic Small Business Reservation (greater than \$2,500 and less than or equal to \$100,000) to-

- ▶ \$200,000 in U.S.; and
- ▶ \$300,000 outside US.

Supporting humanitarian or peacekeeping operation or a contingency operation (See FAR Part 2 and Part 19)

☞ Increase of micro-purchase threshold to \$7,500 (See FAR Part 2, Part 13, and Part 19);

☞ Provides that Commercial Items procedures, as stated in law-

- ▶ Apply to non-commercial item procurements; and
- ▶ Removes the \$5,000,000 limitation. (See FAR Part 12 and Part 13)

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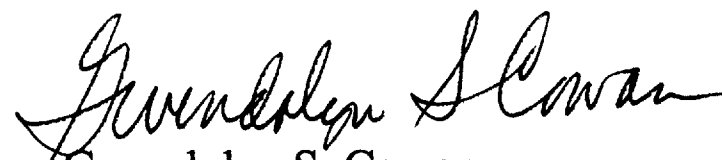
☞ Directs the use of streamlined acquisition authorities and procedures, such as-

- ▶ Non-Competitive procedures (sole source, unusual and compelling urgency, national security, etc.);
- ▶ Task and delivery order contracts;
- ▶ Exemption from publicizing a notice; and

Waives the dollar limits on sole source 8(a) acquisitions and HUBZone Sole Source awards for these acquisitions. (See FAR Part 19).

☞ Requires that market research be conducted on an ongoing basis to effectively identify capabilities (small business and new entrants in Federal contracting) that are available in the marketplace to defend against or help meet the recovery from terrorism or NBCRT. (See FAR Part 10).

Questions concerning this Flash should be directed to Denise Wright at (202) 586-6217 or via e-mail at [denise.wright@pr.doe.gov](mailto:denise.wright@pr.doe.gov)

  
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Director

cc:  
PPAG Members